


CC Docket No.  
95-116



FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF GENERAL COUNSEL

**memorandum**

TO Chief, Wireless Telecommunications Bureau

FROM  Daniel M. Armstrong  
Associate General Counsel

SUBJECT *In re AT&T Wireless Services, Inc., et al.*, No 03-1259 Filing of a Petition for a Writ of Mandamus in the United States Court of Appeals for the District of Columbia Circuit

DATE September 16, 2003

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This is to advise you that on August 29, 2003, AT&T Wireless Services, Inc., Cingular Wireless LLC, and Alltel Communications, Inc. filed a petition for a writ of mandamus, pursuant to 28 U.S.C. 1651.

The petitioners seek a stay of the Commission's regulation implementing wireless number portability pending the FCC's resolution of its pending petition for a rulemaking to rescind the regulation, and any judicial appeal of that decision. The Court has directed the FCC to respond by September 19, 2003.

The Court has docketed this case as No. 03-1259. The attorney assigned to handle the litigation of this case is Rodger D. Citron.